

Application No. 09/666,445
Amendment "C"
Reply to Office Action mailed April 8, 2005

REMARKS

A. Introduction.

Claims 1, 3-12, 15-21, 23-25, 27-31, 33-37 and 39-42 were pending in the application. Claims 1, 3-12, 15-21, 23-25, 27-31, 33-37 and 39-42 were rejected in the Office Action as being unpatentable by cited prior art. By this response, Applicants amended claims 1, 3, 4, 12, 15, 17, 23, and 24. Applicants respectfully submit that such amendments to the claims (i) are based on the specification and claims as originally filed and (ii) do not introduce new matter. Entry thereof is respectfully requested. In view of the amendment and following remarks, Applicants respectfully submits that claims 1, 3-12, 15-21, 23-25, 27-31, 33-37 and 39-42 are in condition for allowance.

B. Rejection Under 35 U.S.C. § 103(a).

Claims 1, 3-12, 15-21, 23-25, 27-31, 33-37 and 39-42 were rejected in the Office Action under 35 U.S.C. § 103(a) as being unpatentable over United States Patent No. 5,517,405 to McAndrew et al. (the "McAndrew Patent") in view of United States Patent No. 6,283,761 to Joao (the "Joao Patent"). Applicant respectfully traverses.

The McAndrew Patent generally discloses an "Expert System for Providing Interactive Assistance in Solving Problems such as Health Care Management." The invention described in the McAndrew Patent "provides an expert problem solving system that is operable on different levels (guided and structured) to obtain recommendations as to the acceptability of a proposed solution to a problem." (Col. 10, ll. 48-52). For instance, the system can include "[a] user interface . . . for entering a description of a medical condition and a proposed treatment thereof."

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(Col. 3, ll. 39-41). The "decision tool" of the system "can be used to recommend whether or not to accept a proposed treatment for a given medical condition." (Col. 2, ll. 39-41).

The Joao Patent discloses an "Apparatus and Method for Processing and/or for Providing Healthcare Information and/or Healthcare-Related Information." The apparatus includes "a central processing computer or central processing computer system which can be a network or server computer." (Col. 2, ll. 64-65). A processor associated with the "central processing computer" can "generat[e] a diagnostic report containing a list of possible diagnoses." *Abstract*. The diagnostic report can be transmitted to "at least one of a computer and a communication device associated with a healthcare provider." *Abstract*.

Although various inventions are disclosed in the cited art, the McAndrew Patent and the Joao Patent do not teach or suggest the invention claimed in independent claims 1, 12, 23, and 24. Specifically, independent claims 1, 12, 23, and 24 recite that once decision-supported patient data is generated, it is transferred "to the mobile user module such that the clinician can be presented with decision-supported patient data for the at least one patient which the clinician will treat in the time period in a configuration that assists the clinician in treating the at least one patient, the configuration of the data being selected from a default configuration associated with the mobile user module or a customized configuration selected by the clinician." Neither the McAndrew Patent nor the Joao Patent describe delivery of such "decision-supported patient data" or presenting such data to a clinician in a configuration "selected from a default configuration associated with the mobile user module or a customized configuration selected by the clinician."

Accordingly, Applicant respectfully submits that pending claims 1, 3-12, 15-21, 23-25, 27-31, 33-37 and 39-42, as amended and presented herein, are neither disclosed in the

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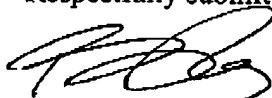
McAndrew Patent nor the Joao Patent nor obvious variations of the apparatus and methods disclosed therein. Accordingly, it is respectfully submitted that claims 1, 3-12, 15-21, 23-25, 27-31, 33-37 and 39-42, as amended and presented herein, overcome the rejections based on Section 103.

C. Conclusion.

In view of the foregoing, Applicant respectfully requests favorable reconsideration and allowance of the present claims. In the event that the Examiner finds any remaining impediment to the prompt issuance of the pending claims, which could be remedied through a telephonic conversation, or which is susceptible to being overcome by means of an Examiner's Amendment, the Examiner is respectfully invited to initiate the same with the undersigned attorney.

Dated this 29 day of September, 2005.

Respectfully submitted,



FRASER D. ROY
Attorney for Applicants
Registration No. 45,666
Customer No. 022913

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